

DECLARATION FOR USA PATENT APPLICATION

(including Design and National Stage PCT)

Attorney's Docket ID: _____

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below adjacent to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: COMPACT CONFOCAL ENDOMICROSCOPE AND ENDOMICROSCOPE METHOD AND APPARATUS

the specification of which:

is attached hereto.

(or)

was filed on _____, was amended on _____ (if applicable), and was filed

as U.S. Application No. or PCT International Application No. _____

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT International application which designated at least one country other than the United States of America, listed below and have also identified below, where priority is not claimed, any foreign application for patent or inventor's certificate, or any PCT International application, having a filing date before that of the application on which priority is claimed. ADDITIONAL APPLICATIONS IDENTIFIED ON ATTACHED SHEET

Prior Foreign Application No.	Country	Day/Month/Year Filed	Priority NOT Claimed
PP5482	AUSTRALIA	27/8/1998	_____

I hereby claim the benefit under 35 U.S.C. 120 of any U.S. application(s), or 365(c) of any PCT application designating the U.S., listed below; and insofar as the subject matter of each claims of this application is not disclosed in the prior U.S. or PCT application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT filing date of this application. ADDITIONAL APPLICATIONS IDENTIFIED ON ATTACHED SHEET.

U.S. or PCT Parent Application No.	Parent Filing Date (Day/Month/Year)	Parent Patent No. (if applicable)
_____	_____	_____

As a named inventor, I hereby appoint the registered practitioners of **LARSON & TAYLOR** associated with Customer Number 000881 to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith. Direct all correspondence to that Customer Number.



000881

Direct all telephone calls to _____ at TEL (703) 739-4900 (Fax: 703-739-9577) E-Mail: _____

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1000 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

SOLE OR FIRST INVENTOR	Citizenship
Given Name (first and middle [if any]) MARTIN RUSSELL	AUSTRALIAN
Family Name or Surname HARRIS	_____
Full Post Office Address 163 PEEL STREET, WINDSOR VICTORIA 3181, AUSTRALIA	
Residence - City, State/Country (if different from P.O. address)	
SIGN AND DATE HERE: Inventor's Signature: <i>Martin Harris.</i> Date: <i>28th July 1999</i>	

SECOND JOINT INVENTOR [if any]	Citizenship
Given Name (first and middle [if any])	Family Name or Surname
Full Post Office Address	
Residence - City, State/Country (if different from P.O. address)	
SIGN AND DATE HERE: Inventor's Signature: _____ Date: _____	

THIRD JOINT INVENTOR [if any]	Citizenship
Given Name (first and middle [if any])	Family Name or Surname
Full Post Office Address	
Residence - City, State/Country (if different from P.O. address)	
SIGN AND DATE HERE: Inventor's Signature: _____ Date: _____	

FOURTH JOINT INVENTOR [if any]	Citizenship
Given Name (first and middle [if any])	Family Name or Surname
Full Post Office Address	
Residence - City, State/Country (if different from P.O. address)	
SIGN AND DATE HERE: Inventor's Signature: _____ Date: _____	

**STATEMENT CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) & 1.27(c))—SMALL BUSINESS CONCERN**

Docket Number (Optional)
PO477050/DET

Applicant, Patentee, or Identifier: MARTIN RUSSELL HARRIS

Application or Patent No.: NEW Application

Filed or Issued: ON EVEN DATE

Title: COMPACT CONFOCAL ENDOMICROSCOPE AND ENDOMICROSCOPE METHOD AND APPARATUS

I hereby state that I am

the owner of the small business concern identified below.
 an official of the small business concern empowered to act on behalf of the concern identified below.

NAME OF SMALL BUSINESS CONCERN OPTISCAN PTY LTD

ADDRESS OF SMALL BUSINESS CONCERN 27 NORMANBY ROAD, NOTTING HILL VICTORIA 3168,
AUSTRALIA

I hereby state that the above identified small business concern qualifies as a small business concern as defined in 37 CFR Part 121 for purposes of paying reduced fees to the United States Patent and Trademark Office, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time, or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby state that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention described in:

the specification filed herewith with title as listed above.
 the application identified above.
 the patent identified above.

If the rights held by the above identified small business concern are not exclusive, each individual, concern, or organization having rights in the invention must file separate statements as to their status as small entities, and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern, or organization having any rights in the invention is listed below.
 no such person, concern, or organization exists.
 each such person, concern, or organization is listed below.

Separate statements are required from each named person, concern or organization having rights to the invention stating their status as small entities. (37 CFR 1.27)

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

NAME OF PERSON SIGNING MARTIN RUSSELL HARRIS

TITLE OF PERSON IF OTHER THAN OWNER DIRECTOR

ADDRESS OF PERSON SIGNING 163 PEEL STREET, WINDSON VICTORIA 3181, AUSTRALIA

SIGNATURE Martin Harris

DATE 28 - July - 1999